

BEFORE THE
MISSISSIPPI PUBLIC SERVICE COMMISSION
JACKSON, MISSISSIPPI

MISSISSIPPI PUBLIC SERVICE COMMISSION DOCKET NO. 2010-AD-57

IN RE: PROPOSAL OF THE MISSISSIPPI PUBLIC SERVICE
COMMISSION TO POSSIBLY AMEND CERTAIN RULES OF
PRACTICE AND PROCEDURE

NOTICE SOLICITING COMMENTS ON POSSIBLE RULE-MAKING

TAKE NOTICE that on the 9th day of March, 2010, the Mississippi Public Service Commission issued an Order Seeking Comments for Possible Rule-Making in the above-referenced Docket. This notice is provided pursuant to Miss. Code Ann. §§ 77-3-45 and 25-43-3.101.


Attached hereto as Exhibit "A" is a copy of the Commission's Order which describes the subject matter of the possible rule-making.

Persons desiring to participate in this Docket will have until March 26, 2010, to intervene. Persons may submit comments and/or proposed amendments until April 20, 2010. Notice of Intervention and Comments should be mailed, hand-delivered or e-filed with the Commission through its Executive Secretary at the addresses below:

Brian U. Ray
Executive Secretary
Public Service Commission
501 N. West Street
Post Office Box 1174
Jackson, MS 39215-1174
e-file address: efile.psc@psc.state.ms.us

WITNESS MY HAND AND THE OFFICIAL SEAL of the Mississippi Public Service Commission, on this the 9th day of March 2010.




Brian U. Ray, Executive Secretary

BEFORE THE
MISSISSIPPI PUBLIC SERVICE COMMISSION
JACKSON, MISSISSIPPI

MISSISSIPPI PUBLIC SERVICE COMMISSION DOCKET NO. 2010-AD-57

IN RE: PROPOSAL OF THE MISSISSIPPI PUBLIC SERVICE
 COMMISSION TO POSSIBLY AMEND CERTAIN RULES OF
 PRACTICE AND PROCEDURE

COMMISSION SEEKS COMMENTS FOR POSSIBLE RULE-MAKING

In accordance with Orders issued by this Commission on January 15, 2010, in Docket Nos. 2010-AD-14 and 2010-AD-15, pursuant to Miss. Code Ann. §§77-3-45, 77-3-42(2)(b), and 25-43-3.101, the Mississippi Public Service Commission hereby declares its intent to consider a possible amendment of Rules 17 and 19 of the Public Utilities Rules of Practice and Procedure and to consider other related matters, including, but not limited to, fuel adjustment mechanisms.

Accordingly, the Commission finds that parties desiring to participate in this Docket will have until March 26, 2010, to intervene. The Commission invites comments from all interested parties but specifically requests that comments be filed on behalf of Entergy Mississippi, Inc., Mississippi Power Company and the Office of the Attorney General. The Commission also seeks comments from the public pursuant to Miss. Code Ann. § 25-43-3.101. Parties may submit comments and/or proposed amendments until April 20, 2010. If the Commission deems such action necessary and appropriate, the Commission will issue a Proposed Rule on or around May 20, 2010, which will be subject to the procedures of the Mississippi Administrative Procedures Act, Miss. Code Ann. §§ 25-43-1.101 *et. seq.*

Specific issues related to Rule 17 addressed in the comments should include, but not be limited to:

1. Specific definition of allowable costs directly related to burning of fuel.
2. Specific definition of allowable costs directly related to fuel handling expenses.
3. Specific definition of excludable costs as generally defined in Rule 17.103.
4. The appropriateness of inclusion of adders in purchase power transactions with affiliates.
5. The appropriateness of inclusion of environmental costs such as allowances.
6. The appropriateness of inclusion of auditing and/or consulting fees incurred by the companies to comply with fuel audit requirements.

Other issues to be addressed in the comments should include, but not be limited to:

1. The continued use of independent certified public accountants and professional consultants to conduct the fuel audits required by Miss. Code Ann. § 77-3-42.
2. The on-going role of the Public Utilities Staff in monitoring and auditing the fuel adjustment clauses.
3. Consideration of proposed amendments to § 77-3-42 to bring it into conformity with current generally accepted auditing standards for possible later referral to the Mississippi Legislature.
4. Specific requirements for making an assessment of a utility's practices for economical procurement and use of energy and fuel.
5. Specific requirements for verifying purchase power transactions with affiliated and non-affiliated companies.
6. Consideration of other suggested amendments to Rules 17 and 19 or Miss. Code Ann. § 77-3-42 to improve clarity.
7. Consideration of the relative advantages and disadvantages of using monthly, quarterly, semi-annual and annual fuel adjustment mechanisms for fuel costs recovery and of using projected or actual fuel costs.

The Executive Secretary is directed to transmit a copy of this Order to all parties of record in Docket Nos. 2010-AD-14 and 2010-AD-15, the Office of the Attorney General, all affected public utilities and any other parties of interest identified. The Executive Secretary is further directed to provide notice to the public that the Commission is seeking comments regarding the subject matters identified herein for

possible rule-making by filing such notice with the Secretary of State for publication in its administrative bulletin. This notice shall also advise the public of where, when and how persons may comment on the possible rule-making at issue herein. The Executive Secretary shall also cause notice of this proceeding to be published according to applicable law.

This Order is effective upon issuance.


Chairman Brandon Presley voted yes; Vice Chairman Lynn Posey voted Aye; and Commissioner Leonard Bentz voted Aye.

SO DATED, this the 9th day of March 2010.



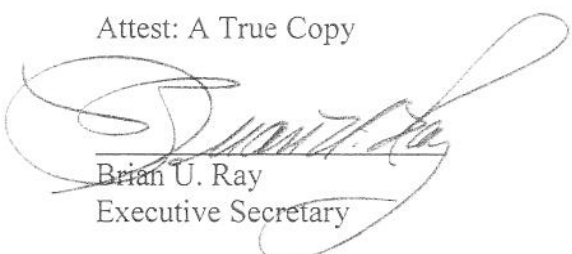
MISSISSIPPI PUBLIC SERVICE COMMISSION


BRANDON PRESLEY, CHAIRMAN


LYNN POSEY, VICE-CHAIRMAN


LEONARD BENTZ, COMMISSIONER

Attest: A True Copy


Brian U. Ray
Executive Secretary